| IN THE UNITED STATES PATENT AND TRADEMARK OF | FICE |
|--|------|
| Re Patent Application of                     | )    |
| KELLY S SMITH                                | )    |
| Serial No.:                                  | )    |
| Filed:                                       | )    |
| For: WATCH                                   | )    |
| Examiner:                                    | )    |
| Group Art Unit:                              | )    |
| Attorney: Ivar M. Kaardal                    | )    |
| Deposit Account No. 11-0020                  | )    |

Commissioner of Patents and Trademarks Washington, D.C. 20231

Sir:

### INFORMATION DISCLOSURE STATEMENT

This statement is filed under the provisions of Rule 1.56 and the detailing of Rules 1.97 and 1.98.

With regards to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted before the mailing date of a first Office Action on-the-merits. Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

In accordance with 37 C.F.R. §1.98(a)(2), a copy of each document or other information listed on the enclosed Form 1449 is provided.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.



Consideration of the items listed is respectfully requested.

Pursuant to the provisions of M.P.E.P. 609, it is requested that the

Examiner return a copy of the attached Form 1449, marked as being

considered and initialed by the Examiner, to the undersigned with the next

official communication.

Respectfully submitted,

Date: February 18, 2004

Ivar M. Kaardal (Reg. No. 29,812) KAARDAL & ASSOCIATES, P.C. 3500 S. First Ave., Circle, Suite 250 Sioux Falls, SD 57105 (605)336-9446 FAX (605)336-1931 e-mail patent@kaardal.com

## Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service with proper postage as First Class mail in an envelope addressed to the Mail Stop, Commissioner for Patents, PO Box 1450, Alexadria, VA 22313-1450, on this 18th day of February, 2004

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# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

February 18, 2004

Application Number:

Filing Date:

First Named Inventor:

**KELLY S SMITH** 

Group Art Unit: Examiner Name:

Attorney Docket Number:

23-0296

## **U.S. PATENT DOCUMENTS**

| Examiner | Cite | U.S. Patent DocumentName of Patentee or Applicant Date of Publication of Pages, Columns, Lines, Where |                 |                              |
|----------|------|---|-----------------|------------------------------|
| Initials | No.  | Number of Cited Documents   | Cited Documents | Relevant Passages or Figures |
|          | 1    | 6,499,423   | Mills           | December 31, 2002            |
|          | 2    | 5,708,628   | Chen            | January 13, 1998             |
|          | 3    | 5,696,740   | Inabinet        | December 09, 1997            |

### **FOREIGN PATENT DOCUMENTS**

| Examiner | Cite | U.S. Patent DocumentNar | ne of Patentee or Applicant | Date of Publication of Pages, Columns, Lir | nes, Where                   |
|----------|------|-------------------------|-----------------------------|--|------------------------------|
| Initials | No.  | Office Number           | of Cited Docur              | ments Cited Documents                      | Relevant Passages or Figures |

#### **NONE**

### OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS

|   | Examiner | Cite | Include name of the author, title of the article, title of the item, date, page(s), |  |
|---|----------|------|---|--|
|   | Initials | No.  | volume-issue number(s), publisher, city and/or country where published.             |  |
| 1 |          |      |   |  |

#### NONE

| Examiner Signature: | Date Considered: |  |
|---------------------|------------------|--|

Sheet 1 of 1